



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2011 Biennium

Bill #	HB0419	Title:	Restore fault to dissolution of marriage
Primary Sponsor:	McGillvray, Tom	Status:	As Introduced

- | | | |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact | <input type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2010</u> <u>Difference</u>	<u>FY 2011</u> <u>Difference</u>	<u>FY 2012</u> <u>Difference</u>	<u>FY 2013</u> <u>Difference</u>
Expenditures:				
General Fund		Cannot be Reasonably Determined		
Revenue:				
General Fund	\$0	\$0	\$0	\$0
Net Impact-General Fund Balance		Cannot be Reasonably Determined		

Description of fiscal impact:

The Judicial Branch is unable to determine the fiscal impact of this bill.

FISCAL ANALYSIS

Assumptions:

- 1) This bill restores fault as a basis for dissolution of marriage in certain cases.
- 2) Section 3 establishes jurisdictional requirements that must be demonstrated to the district court if the dissolution involves minor children and is not based on mutual consent.
- 3) The bill modifies current law to allow the district court to consider marital misconduct, as established in Section 3, in the division of property (Section 6), in the determination of maintenance (Section 7), and in the determination of child support (Section 8).
- 4) There were approximately 4,050 new dissolution of marriage cases filed in district courts in 2008. The Judicial Branch is unable to estimate how many cases would be affected by this legislation.
- 5) This legislation adds requirements for district court review in dissolution of marriage cases that may significantly impact district court dockets. The Judicial Branch is unable to estimate the impact on judicial workload or the fiscal impact. The cumulative impact of all legislation adding requirements for district court review may over time require additional judicial resources because generally court dockets are full throughout the state.
- 6) The fiscal impact of this legislation although possibly significant, cannot be measured.

Sponsor's Initials

Date

Budget Director's Initials

Date